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*Attorneys for Defendant Merck & Co., Inc.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X	
JOHN STAMANT,	:
	:
Plaintiff,	:
	:
-against-	:
	:
MERCK & CO., INC.,	:
	:
Defendant.	:
	:
----- X	

**Civ. No.: 07 Civ 8645**

**DECLARATION OF SERVICE AND FILING**

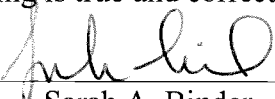
Pursuant to 28 U.S.C. § 1746, SARAH A. BINDER declares:

1. I am over the age of 18 years and I am not a party to this action. I am associated with the firm of Hughes Hubbard & Reed LLP, counsel for Defendant Merck & Co., Inc.
2. On October 5, 2007, the Notice of Removal of Defendant Merck & Co., Inc. was duly filed in the United States District Court for the Southern District of New York.
3. On October 5, 2007, I caused a true and accurate copy of the Notice of Removal, the Answer and Jury Demand of Defendant Merck & Co., Inc., and the Notice of Filing of Notice of Removal of Defendant Merck & Co., Inc. to be served via first-

class mail, postage prepaid, on plaintiff's counsel, William Hamel, Dinkes & Schwitzer, P.C., 112 Madison Avenue, New York, NY 10016.

4. On October 9, 2007, the Notice of Filing of Notice of Removal of Defendant Merck & Co., Inc. was duly filed in the Supreme Court of the State of New York, County of New York.

I declare under penalty of perjury that the foregoing is true and correct.

  
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Sarah A. Binder